

Julie Parsley,
Commissioner

Paul Hudson
Chairman

Barry T. Smitherman
Commissioner

W. Lane Lanford
Executive Director



RECEIVED
2005 AUG -3 AM 10:45
PUBLIC UTILITY COMMISSION
CLERK

RECEIVED & INSPECTED
AUG 11 2005
FCC - MAILROOM

Public Utility Commission of Texas

Marlene H. Dortch - Secretary
Federal Communications Commission
445 Twelfth Street, S.W. - TWA 325
Washington, D.C. 20554

DOCKET FILE COPY ORIGINAL

Irene Flannery - Vice-President of High Cost and Low Income Divisions
Universal Service Administrative Company
2000 L. Street, NW - Suite 200
Washington, D.C. 20036

August 3, 2005

RE: Federal-State Joint Board on Universal Service, CC Docket No. 96-45

TX PUC Project No. 25787 - FCC Letters Regarding ETC Designation Pursuant to FTA '96 §214(e) (2)

Docket No. 30765 – Application of DialTone services L.P. for Designation as an Eligible Telecommunications Carrier Pursuant to 47 U.S.C. 241(e) and P.U.C. Subst. R. 26.418

Docket No. 24481 – Designation of Common Carriers as Eligible Telecommunications Carrier to receive Federal Universal Funds Pursuant to the Federal Communications Commission's Fourteenth Report and Order Adopting A State Certification Process

Designation of DialToneServices L.P. - ETC Designation

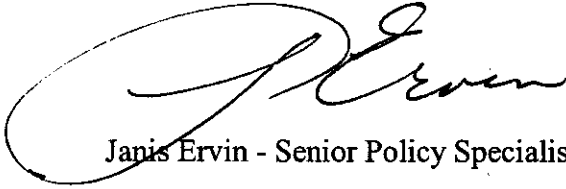
No. of Copies rec'd 0
List ABCDE

Pursuant to Section 214(e) (2) of the Communications Act of 1934, as amended (the "Act") and 47 C.F.R. sections 54.201 – 54.203, the Texas Public Utility Commission (TPUC) has granted eligible telecommunications carrier (ETC) designation to DialTone Services, L.P. (DTS) for Southwestern Bell Telephone L.P. d/b/a SBC Texas and Verizon Southwest non-rural exchanges. The attached *Final Order*, Docket No. 30765, issued on August 2, 2005, grants the designation for the exchanges listed in "Attachment B" of DTS'

initial application, also attached. In addition, the attached affidavit of Mr. Dorran, President of DTS, regarding compliance with the federal requirements for FUSF support is provided.

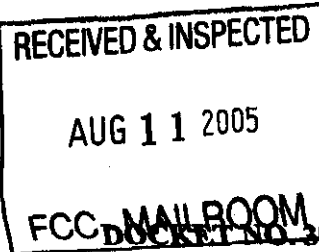
If you require any additional information please call Janis Ervin at (512)-936-7372.

Sincerely,

A handwritten signature in black ink, appearing to read "J Ervin", with a large, stylized loop at the beginning.

Janis Ervin - Senior Policy Specialist

Telecommunications Division - Texas Public Utility Commission



FCC DOCKET NO. 0765
SOAH DOCKET NO. 473-05-4980

RECEIVED

2005 AUG -2 PM 12:36

APPLICATION OF
DIALTONE SERVICES, L.P. (DTS),
FOR DESIGNATION AS AN ELIGIBLE
TELECOMMUNICATIONS CARRIER
(ETC) PURSUANT TO P.U.C. SUBST.
R. 26.418

§
§
§
§
§
§

PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS

ORDER

This Order approves the application of Dialtone Services, LP (DTS), for designation as an eligible telecommunications carrier (ETC) in certain exchanges of Southwestern Bell Telephone, LP d/b/a SBC Texas and GTE Southwest, Inc. d/b/a Verizon Southwest. DTS, the Commission Staff, and the Office of Public Utility Counsel (OPC) filed a settlement agreement and stipulation that resolved all of the issues in this proceeding. In this Order, the Commission clarifies the applicability of Commission rules to DTS's service. The Commission approves the application of DTS, consistent with the stipulation.

The Commission adopts the following findings of fact and conclusions of law:

I. Findings of Fact

Procedural History

1. On February 16, 2005, DTS filed an application seeking designation as an ETC pursuant to 47 U.S.C. § 214(e) and P.U.C. SUBST. R. 26.418 in certain exchanges of SBC Texas and Verizon so that it could seek support from the Federal Universal Service Fund (FUSF).
2. On March 10, 2005, OPC filed a motion to intervene on behalf of residential and small commercial utility consumers on the basis that these consumers needed representation in the proceeding.

3
59

3. On March 18, 2005, the Texas Statewide Telephone Cooperative, Inc. (TSTCI) and the Texas Telephone Association (TTA) filed a plea to intervene and asserted that member companies would be directly or indirectly impacted by DTS's application and that the precedent established in this proceeding would further impact member companies in the future. On March 21, 2005, DTS filed an opposition to the intervention of TSTCI and TTA, which alleged that no adverse impact had been shown to warrant intervention. On April 19, 2005, the plea to intervene of TSTCI and TTA was denied.
 4. On March 18, 2005, OPC's motion to intervene was granted.
 5. On March 31, 2005, the Commission referred DTS's application to the State Office of Administrative Hearings (SOAH) and requested assignment of an administrative law judge (ALJ) in order to conduct a hearing on the merits.
 6. On May 6, 2005, the Commission issued a preliminary order in this proceeding.
 7. On May 13, 2005, DTS filed an amendment to its application to clarify a number of points in the original application as requested by various parties.
 8. On May 16, 2005, DTS filed the direct testimony of William J. Dorran in support of the amended application.
 9. On June 6, 2005, DTS, Commission Staff, and OPC entered into a stipulation which resolved all of the issues in this proceeding.
 10. On June 9, 2005, SOAH returned this docket to the Commission for administrative processing.
- DTS's Application**
11. DTS requested ETC designation in 28 wire centers currently served by SBC Texas and 39 wire centers currently served by Verizon.

4

12. DTS will offer the following specific services designated for FUSF support:
 - a. voice grade access to the public switched network;
 - b. local usage;
 - c. dual tone multi-frequency signaling or its functional equivalent;
 - d. single-party service or its functional equivalent;
 - e. access to emergency services;
 - f. access to operator services;
 - g. access to interexchange service;
 - h. access to directory assistance; and
 - i. toll limitation for qualifying low-income consumers.
13. DTS will provide all of the specific services designated for FUSF support throughout its designated ETC service areas utilizing mobile satellite service (MSS).
14. DTS will advertise the availability of and charges for the supported services using media of general distribution.
15. DTS will offer Lifeline and LinkUp service to qualifying low-income consumers.
16. DTS will offer and provide service to any consumer in its designated ETC service areas.
17. DTS will utilize MSS obtained through GlobalStar USA in addition to other facilities owned by DTS and thus meets the requirement of using either its own facilities or a combination of its own facilities and resale of another carrier's services.
18. DTS will file with the Commission and provide to OPC the number of complaints per 1,000 customers on an annual basis, and agrees to provide the Commission and OPC with a point of contact within DTS to address any customer-service or service-quality complaints received by the Commission or OPC. The contact person will have access to customer-account information and will have the authority to resolve customer-service issues. DTS will perform an annual customer-satisfaction survey like that required of

5

Dobson Cellular Systems in Docket No. 29144¹ and agrees to provide the results to the Commission and OPC within 30 days of completion.


19. Designation of DTS as an ETC will benefit consumers and is consistent with the public interest.

II. Conclusions of Law

1. DTS is a common carrier pursuant to 47 U.S.C. § 153(10) and a telecommunications carrier that provides MSS.
2. MSS is a subset of commercial mobile radio services (CMRS) pursuant to Federal Communications Commission (FCC) regulations, 47 C.F.R. §§ 20.9(10) and 20.9(14).
3. The Commission has jurisdiction over this docket pursuant to the 47 U.S.C. § 214(e) and the Public Utility Regulatory Act (PURA), TEX. UTIL. CODE ANN., Chapter 52 (Vernon 1998 & Supp. 2005).
4. The notice provided in this docket complies with P.U.C. PROC. R. 22.55 and P.U.C. SUBST. R. 26.418(g).
5. The FTA requires the FCC and the states to act jointly to establish a mechanism for universal service fund support to ensure the availability of quality, affordable telecommunications services to all Americans consistent with 47 U.S.C. § 254(a).
6. The federal mechanism for universal service support is the FUSF.
7. A carrier must be an ETC to be eligible for FUSF support.

¹ Application of Dobson Cellular Systems, Inc. for Designation as an Eligible Telecommunications Carrier (ETC) Pursuant to 47 U.S.C. § 214(e) and P.U.C. SUBST. R. 26.418, Docket No. 29144, Order (Feb. 2, 2005).

10

8. A carrier must meet the requirements of 47 C.F.R. § 54.201(d) in order to be designated as an ETC.
 9. The Commission's rules related to ETC designation are P.U.C. SUBST. R. 26.418.
 10. To be designated as an ETC a carrier must prove:
 - a. it is a common carrier under federal law consistent with P.U.C. SUBST. R. 26.418(a);
 - b. it offers the services specified for FUSF support in 47 C.F.R. § 54.101(a) (the federally supported services) throughout the ILEC's study area, either through its own facilities or a combination of its own facilities and resale of another carrier's services consistent with P.U.C. SUBST. R. 26.418(b)(2) and (c)(1);
 - c. it advertises the availability of and charges for such services using media of general distribution consistent with P.U.C. SUBST. R. 26.418(c)(2); and
 - d. it offers Lifeline Service to qualifying low-income consumers, and toll limitation services consistent with P.U.C. SUBST. R. 26.418(d)(2-3).
 11. The following services are designated for support in 47 C.F.R. § 54.101(a):
 - a. voice-grade access to the public switched network;
 - b. local usage;
 - c. dual-tone multi-frequency signaling;
 - d. single-party service;
 - e. access to emergency services;
 - f. access to operator services;
 - g. access to interexchange service;
 - h. access to directory assistance; and
 - i. toll limitation for qualifying low-income consumers.
 12. Consistent with P.U.C. SUBST. R. 26.418, the Commission may designate an additional ETC if that carrier meets the requirements of that rule.
- 

13. DTS can provide the FCC's supported services as required by 47 C.F.R. § 54.101(a)(1).
14. Consistent with P.U.C. SUBST. R. 26.418(b)(2) and (c)(1), DTS can provide the federally supported services throughout the wire centers for which it seeks ETC designation
15. Neither the FCC nor the Commission has adopted any particular standard for federal ETCs regarding the advertising requirement found in P.U.C. SUBST. R. 26.418(c)(2).²
16. Consistent with P.U.C. SUBST. R. 26.418(c)(2), DTS will advertise the availability of and charges for the federally supported services.
17. Consistent with P.U.C. SUBST. R. 26.418(d)(2) and (3), DTS will provide Lifeline and LinkUp services, and toll limitation.
18. DTS satisfies the federal and state requirements for designation as an ETC in the requested SBC Texas and Verizon exchanges.

III. Ordering Paragraphs

In accordance with these findings of fact and conclusions of law, the Commission issues the following orders:

1. The application of DialtoneServices, LP for designation as an ETC in the requested exchanges of Southwestern Bell Telephone, LP d/b/a SBC Texas and GTE Southwest, Inc. d/b/a Verizon Southwest is granted.

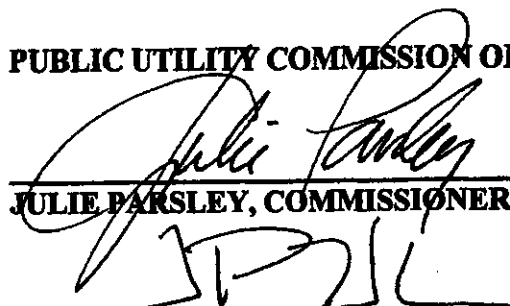
² In other wireless ETC proceedings, the Commission has required Lifeline and LinkUp information to be distributed to all customers, or included in all service contracts.

8

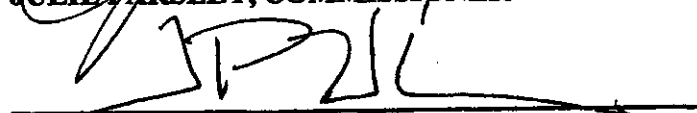
2. DTS shall include language in all service contracts, or in separate statements given to all customers, advising customers of the availability of the Lifeline and LinkUp discounts and the requirements for such discounts.
3. DTS shall comply with new Commission rules and amendments to existing rules that apply to DTS's service as an ETC in Texas.
4. For each designated ETC service area, DTS shall file with the Commission, in Project No. 24481, and submit to OPC: (1) the results of an annual customer satisfaction survey, and any relevant background documents, such as a copy of the survey itself, within 30 days of the completion of the survey; (2) the total number of complaints received, per 1,000 customers, on an annual basis; and (3) a point of contact within DTS to address any customer service or service quality complaints received by the Commission or OPC.
5. Entry of this Order consistent with the stipulation shall not be construed as indicating the Commission's endorsement or approval of any principle or methodology that may underlie the stipulation and shall not be regarded as a binding holding or precedent as to the appropriateness of any principle underlying the stipulation.
6. All other motions, requests for entry of specific findings of fact or conclusions of law, and any other requests for general or specific relief, if not expressly granted herein, are denied.

SIGNED AT AUSTIN, TEXAS the 2nd day of August 2005.

PUBLIC UTILITY COMMISSION OF TEXAS



JULIE PARSLEY, COMMISSIONER



PAUL HUDSON, CHAIRMAN



BARRY T. SMITHERMAN, COMMISSIONER

ATTACHMENT B

**SERVICE AREA LIST OF
SBC AND VERIZON EXCHANGES**

**DTS Service Area
SBC and Verizon Wire Centers**

ATTACHMENT B

DialToneServices		Monthly Charges				
Wire Center Code	RBOC / ICO	300 Minute Package Price	600 Minute Package Price	Minute Overage Price	Directory Assist per Call Price	Voice Mail Price
BRNHTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
CTRNTXCR	SOUTHWESTERN BELL	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
GLLTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
MRTHTXMA	SOUTHWESTERN BELL	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
ALSNTXAL	SOUTHWESTERN BELL	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
CMTNTXCB	SOUTHWESTERN BELL	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
MDKFTXMK	SOUTHWESTERN BELL	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
ADVLTXAV	SOUTHWESTERN BELL	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
ENCLTXEC	SOUTHWESTERN BELL	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
GLDSTXGS	SOUTHWESTERN BELL	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
BRUNTXBR	SOUTHWESTERN BELL	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
WEVRTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
LONDXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
BRGSTXXB	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
BTVLTXBV	SOUTHWESTERN BELL	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
WTVYTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
PNRKTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
WSBKTXWB	SOUTHWESTERN BELL	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
RGANTXRG	SOUTHWESTERN BELL	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
WLCYTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$44.95	\$0.20	\$1.25	\$5.00
SNGBTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
SKLYTXSK	SOUTHWESTERN BELL	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
RNKNTXRK	SOUTHWESTERN BELL	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
GRFLTXXG	SOUTHWESTERN BELL	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
HRMLTXHL	SOUTHWESTERN BELL	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
RNMTTXXB	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
GRVRTXGV	SOUTHWESTERN BELL	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
BLLVTXFR	SOUTHWESTERN BELL	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
DALETXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
BGWLTXBW	SOUTHWESTERN BELL	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
PNMLTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
ROWNTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
CHRSTXCH	SOUTHWESTERN BELL	\$14.95	\$54.95	\$0.20	\$1.25	\$5.00
CHINTXCH	SOUTHWESTERN BELL	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
LFRSTXLF	SOUTHWESTERN BELL	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
KRCYTXFC	SOUTHWESTERN BELL	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
SMLYTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
LAPRTXLP	SOUTHWESTERN BELL	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
WNFDTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
JSPHTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
ZPHYTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
KSCSTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
TEPHTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
WNDMTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
ELDRTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
VNDRTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
CPLDTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
NRDHTXNH	SOUTHWESTERN BELL	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
EMHSTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
CHRLTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
RONETXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00

12
24

**DTS Service Area
SBC and Verizon Wire Centers**

ATTACHMENT B

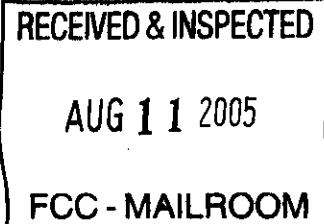
DialToneServices		Monthly Charges				
Wire Center Code	RBOC / ICO	300 Minute Package Price	600 Minute Package Price	Minute Overage Price	Directory Assist per Call Price	Voice Mail Price
OZONTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
MNRDTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
WLWDTXWL	SOUTHWESTERN BELL	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
FLHGTXFH	SOUTHWESTERN BELL	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
PAGETXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
TIVOTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
STCYTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
BLNGTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
MLGRTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
NRUPTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
FTDVTXFD	SOUTHWESTERN BELL	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
BRTOTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
CHRTTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
SRTGTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
BRHTTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00
BRSHTTXXA	GTE-SW DBA VERIZON SW INC.-TX	\$14.95	\$64.95	\$0.20	\$1.25	\$5.00

Smith & Majcher

Attorneys at Law

Lawrence S. Smith
lssmith@reglaw.com

Dineen J. Majcher
dmajcher@reglaw.com



816 Congress Avenue, Suite 1270
Austin, Texas 78701
Telephone: (512) 322-9044
Facsimile: (512) 322-9020

July 20, 2005

Mr. James Galloway
Public Utility Commission of Texas
1701 North Congress Avenue
Austin, Texas 78701

Re: Docket No. 24481 - Designation Of Common Carriers As Eligible
Telecommunications Carriers (ETC) To Receive Federal Universal Funds
Pursuant To The Federal Communications Commission's Fourteenth
Report And Order Adopting A State Certification Process

Dear Mr. Galloway:

Enclosed for filing is an original and nine (9) copies of an executed affidavit for
DialToneServices, L.P. ("DTS"), pursuant to P.U.C. Substantive Rule §26.418 (j).

At the July 15, 2005 Open Meeting in Docket No. 30765, DTS was granted
designation as an eligible telecommunications carrier ("ETC") and therefore, it is our
understanding that upon receipt and acceptance of this affidavit, the Public Utility
Commission of Texas will certify that DTS is in compliance with the federal
requirements for receipt of Federal Universal Service Support.

Please contact me if you have any questions.

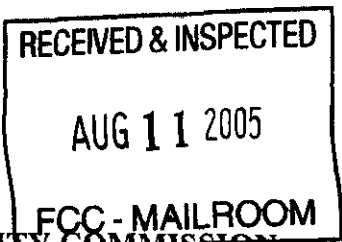
Very truly yours,

Dineen J. Majcher

Enclosure

cc: Ms. Janis Ervin, PUC, Telecommunications Division
Mr. William J. Dorran, DialToneServices, L.P.

14



DOCKET NO. 24481

DESIGNATION OF COMMON CARRIES § PUBLIC UTILITY COMMISSION
AS ELIGIBLE TELECOMMUNICATIONS §
CARRIERS (ETC) TO RECEIVE § OF TEXAS
FEDERAL UNIVERSAL FUND §
PURSUANT TO THE FEDERAL §
COMMUNICATIONS COMMISSION'S §
FOURTEENTH REPORT AND ORDER §
ADOPTING A STATE CERTIFICATION §
PROCESS §

STATE OF CALIFORNIA §
§
COUNTY OF SAN FRANCISCO §

BEFORE ME, the undersigned authority, on this day personally appeared William J. Dorran of DialToneServices, L.P. ("DTS"), who on his oath deposed and said:

1. My name is William J. Dorran, I am President of DTS. In this position I am personally familiar with the Federal Universal Service support received by DTS and how DTS uses these funds.

2. DTS was designated as an eligible telecommunications carrier by the Public Utility Commission of Texas in Docket No. 30765, by Order dated July ~~TBD~~, 2005.

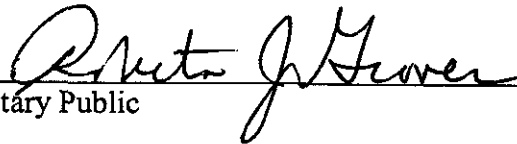
3. The Federal Universal Service support funds received by DTS are used only for the provision, maintenance, and upgrading of facilities and services for which the support is intended, as designated by the Federal Communications Commission consistent with Section 254(e) of the Federal Telecommunications Act.

4. The matters addressed above are within my personal knowledge and are true and correct.



William J. Dorran

SUBSCRIBED AND SWORN to before me this 19th day of July, 2005.



Notary Public

My Commission Expires: June 25, 2009

